**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Cr.Misc. No.24470 of 2007**

**SURENDRA SHAH, SON OF SHRI HARIHAR PRASAD SHAH, RESIDENT OF VILLAGE-RAMPUR, POLICE STATION-KUDRA, DISTRICT- KAIMUR (BHABUA). -PETITIONER**

**Versus**

**1. THE STATE OF BIHAR,**
**2. RADHIKA DEVI, WIFE OF SURENDRA SAH, RESIDENT OF VILLAGE-RAMPUR, P.S. KUDRA, DISTRICT-KAIMUR (BHABUA). -OPP.PARTY**

9 07.11.2008 Despite notice validly served upon the complainant, she has chosen not to appear. The complainant married the petitioner ten years prior to lodgment of the complaint. The complaint does not suggest existence of evidence of physical or mental torture.

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Accordingly, the application is allowed.

Let the petitioner, in the event of his arrest or surrender within six weeks from today, be enlarged on bail on his furnishing bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Subdivisional Judicial Magistrate, Bhabua, in Complaint Case no. 156 of 2006, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedcure.

(Barin Ghosh, J.)

AAhmad

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